

TO/TT/01
JC960 U.S. PRO

Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

05-14-01 A
FISH & RICHARDSON P.C., P.A.

May 11, 2001

3300 Dain Rauscher Plaza
60 South Sixth Street
Minneapolis, Minnesota
55402

Telephone
612 335-5070

Facsimile
612 288-9696

Web Site
www.fr.com

Attorney Docket No.: 07039-214001

Box Patent Application
Commissioner for Patents
Washington, DC 20231

Presented for filing is a new patent application claiming priority from a provisional patent application of:

FR
Applicant: GEORGE G. KLEE

Title: CLINICAL ASSAY CALIBRATION ADJUSTMENT METHOD

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	16
Claims	5
Abstract	1
Declaration	[To be Filed at a Later Date]
Drawing(s)	12

Enclosures:

- Small entity statement. This application is entitled to small entity status.
- Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (1 sheet)
- Postcard.

Under 35 USC §119(e)(1), this application claims the benefit of prior U.S. provisional application 60/203,565, filed May 11, 2000.

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EM734683909US

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

May 11, 2001

Date of Deposit

Signature

Bill Henson

Typed or Printed Name of Person Signing Certificate

JC979 U.S. PRO
09/853867
05/11/01

FISH & RICHARDSON P.C., P.A.

Commissioner for Patents
May 11, 2001
Page 2

Basic filing fee	\$355
Total claims in excess of 20 times \$9	\$72
Independent claims in excess of 3 times \$40	\$160
Fee for multiple dependent claims	\$0
Total filing fee:	\$587

Under 37 CFR §1.53(f), no filing fee is being paid at this time.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (612) 335-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

MARK S. ELLINGER, PH.D.
Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402

Respectfully submitted,



H. Sanders Gwin, Jr.
Reg. No. 33,242
Enclosures
HSG/jaw
60041277.doc

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

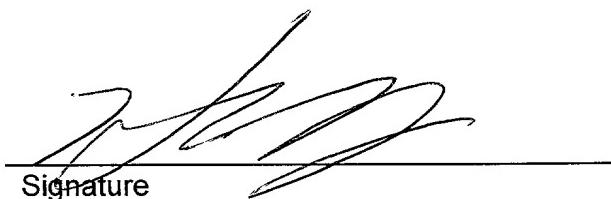
**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	George G. Klee
Title	CLINICAL ASSAY CALIBRATION ADJUSTMENT METHOD
Atty Docket Number	07039-214001

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

May 11, 2001

Date



Signature

H. Sanders Gwin, Jr. #33,242

Typed or printed name

This request must be signed in compliance with 38 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**